

JOHNSON FLOOR AMENDMENT

SENATE AMENDMENTS TO S.B. 1219

(Reference to PSHS amendment)

- 1 Page 1, line 26, after the period strike remainder of line
2 Strike lines 27 and 28
3 Line 29, strike "EXISTING CONTRACTS, UNLESS MODIFIED IN RESPONSE TO FEDERAL OR
4 STATE LAW."
5 Page 5, strike lines 11 and 12
6 Line 13, strike "RESOLVE THE SITUATION WITHIN THIRTY DAYS AFTER NOTIFICATION."
7 insert:
8 "THE DEPARTMENT SHALL ADOPT RULES THAT ALLOW PROVIDERS TO DO THE
9 FOLLOWING:
10 1. ADMINISTER MEDICATIONS, INCLUDING ASSISTING WITH THE CLIENT'S SELF-
11 ADMINISTRATION OF MEDICATIONS.
12 2. LOG, STORE, REMOVE AND DISPOSE OF MEDICATIONS.
13 3. MAINTAIN MEDICATIONS AND PROTOCOLS FOR DIRECT CARE, AS APPROVED IN
14 THE CLIENT'S INDIVIDUAL SERVICE PLAN.
15 N."
16 Line 15, strike "AN" insert "ONE OF THE FOLLOWING"; strike "SITUATION" insert
17 "SITUATIONS"; strike "THAT"
18 Line 16, strike "ENDANGERS"; after "CLIENTS" insert "IS ENDANGERED"
19 Line 17, after the period insert "THE SERVICE PROVIDER"
20 Strike line 19, insert:
21 "3. THE SERVICE PROVIDER REQUIRES TEMPORARY ADDITIONAL STAFF TO
22 PROVIDE APPROPRIATE CARE FOR A CLIENT.
23 O. ON NOTIFICATION OF AN EMERGENCY SITUATION, THE DEPARTMENT SHALL
24 HOLD AN INDIVIDUAL SERVICE PLAN MEETING WITHIN FIFTEEN DAYS AFTER
25 NOTIFICATION TO AUTHORIZE ANY CHANGES AND RESOLVE THE SITUATION WITHIN THIRTY
26 DAYS AFTER NOTIFICATION.

1 Sec. 2. Section 36-2959, Arizona Revised Statutes, is amended to read:

2 36-2959. Reimbursement rates; capitation rates; annual review

3 A. The department shall contract with an independent consulting firm
4 for an annual study of the adequacy and appropriateness of title XIX
5 reimbursement rates to service providers for the developmentally disabled
6 program of both the Arizona long-term care system and the state only
7 program. The consultant shall also include a recommendation for annual
8 inflationary costs. **UNLESS MODIFIED IN RESPONSE TO FEDERAL OR STATE LAW, THE**
9 **INDEPENDENT CONSULTING FIRM SHALL INCLUDE, IN ITS RECOMMENDATION, COSTS**
10 **ARISING FROM AMENDMENTS TO EXISTING CONTRACTS.** The department may require,
11 and the department's contracted providers shall provide, financial data to
12 the department in the format prescribed by the department to assist in the
13 study. A complete study of reimbursement rates shall be completed no less
14 than once every five years.

15 B. Capitation rate adjustments shall be limited to utilization of
16 existing services and inflation unless policy changes, including creation or
17 expansion of programs, have been approved by the legislature or are
18 specifically required by federal law or court mandate.

19 C. The administration shall contract with an independent consulting
20 firm for an annual study of the adequacy and appropriateness of title XIX
21 reimbursement rates to service providers for the elderly and physically
22 disabled program of the Arizona long-term care system. The administration
23 may require, and the administration's contracted providers shall provide,
24 financial data to the administration in the format prescribed by the
25 administration to assist in the study. A complete study of reimbursement
26 rates shall be completed no less than once every five years. In determining
27 the adequacy of the rates in the five year study, the consulting firm shall
28 examine in detail the costs associated with the delivery of services,
29 including programmatic, administrative and indirect costs in providing
30 services in rural and urban Arizona.

1 D. The department and the administration shall provide each of their
2 reports to the joint legislative budget committee and the administration by
3 October 1 of each year.

4 E. The department shall include the results of the study in its yearly
5 capitation rate request to the administration.

6 F. If results of the study are not completely incorporated into the
7 capitation rate, the administration shall provide a report to the joint
8 legislative budget committee within thirty days of setting the final
9 capitation rate, including reasons for differences between the rate and the
10 study.'"

11 Amend title to conform

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